



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

WRIT PETITION NO. 4958/2024

Nandkishore Tukaram Rekhate,
Aged 44 years, Occ. Agriculturist,
R/o. Varvat Bakal, Tq. Sangrampur,
District Buldhana

.... **PETITIONER(S)**

// VERSUS //

- (1) **State of Maharashtra,**
Through its Principal Secretary,
Co-operative Marketing and Textile
Department, Mantralaya, Mumbai 400 032
- (2) **The Registrar General of Money
Lenders, The Commissioner,**
Registrar of Co-operative Societies Department,
Maharashtra State, Pune
- (3) **Divisional Joint Registrar,**
Co-operative Society, Amravati,
District Amravati
- (4) **District Deputy Registrar,**
Co-operative Societies, Buldhana,
District Buldhana
- (5) **Sau. Shivkanya Mohanlal Jaiswal,**
Aged Major, Occ. Money Lender,
R/o. Jamod, Tq. Jalgaon Jamod,
District Buldhana

- (6) **Shamlal Shreeramlal Jaiswal,**
Age Major, Occ. Money Lender,
R/o. Jamod, Tq. Jalgaon Jamod,
District Buldhana
- (7) **Mohanlal Shreeramlal Jaiswal,**
Age Major, Occ. Money Lender,
R/o. Jamod, Tq. Jalgaon Jamod,
District Buldhana

.... **RESPONDENT(S)**

Shri V.B. Bhise, Advocate for the Petitioner(s)
Shri H.D. Futane, AGP for the Respondent/State
Shri Nitin Jaiswal, Advocate for the Respondent Nos. 5 to 7

CORAM : M.S. JAWALKAR, J.
APRIL 21, 2025

ORAL JUDGMENT:-

. **RULE.** Rule made returnable forthwith. Heard finally by consent of learned Counsel for the respective parties.

(2) By this petition, petitioner is challenging the order dated 31/05/2024 passed by respondent No. 2 - Registrar General of Money Lenders and Registrar of Co-operative Societies, Pune in Revision Application No. 69/2019. By this order, the Registrar held that no revision will lie against the order of Divisional

Registrar in Appeal No. 34/2018. The finding is recorded by the Registrar General on the ground that in Writ Petition No.14387/2019 and Writ Petition No.254/2020, Aurangabad Bench held that reading of Sections 9 and 18(4) and 18(5) in no manner of doubt, it could be understood that the revision lies only against the order or decision against which no appeal lies.

(3) It is further held that appeal filed by the order of Sub-Registrar under Sections 18(1) and (2) and the Judgment of the Appellate Authority is final, and therefore, it is held that no revision would lie after passing of the Judgment in appeal. However, learned counsel for the petitioner pointed out that there was review filed in Writ Petition No.14387/2019 and the said order passed by Aurangabad Bench dated 24/04/2024 came to be recalled. It is held that the review application is liable to be allowed and the impugned order of this Court dismissing the petition on the ground that Registrar General of Money Lenders and Registrar of Co-operative Societies, Pune has no jurisdiction

to entertain revision under Section 9 of the Maharashtra Money Lending (Regulation) Act, 2014.

(4) In view of order dated 12/09/2024 passed in Review Application (Civil) No.196/2024, the order passed by Registrar General of Money Lenders and Registrar of Co-operative Societies, Pune also needs to be reviewed as said order passed only relying on Judgment of Aurangabad Bench before review. The order dated 31/05/2024 passed by the respondent No. 2 - Registrar General of Money Lenders and Registrar of Co-operative Societies, Pune is hereby quashed and set aside.

(5) The matter is remitted back to the learned Registrar General of Money Lenders and Registrar of Co-operative Societies, Pune for fresh consideration.

(6) The parties to appear before the Registrar General of Money Lenders and Registrar of Co-operative Societies, Maharashtra, Pune on 05/05/2025.

(7) **Rule is made absolute in the above terms.** Pending Application(s), if any, stand(s) disposed of.

(SMT. M.S. JAWALKAR, J.)